

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

VIRTAMOVE, CORP., Plaintiff,	§	
	§	Case No. 2:24-cv-00093-JRG
	§	(Lead Case)
v.	§	
	§	
HEWLETT PACKARD ENTERPRISE COMPANY,	§	<b>JURY TRIAL DEMANDED</b>
Defendant.	§	
	§	
	§	
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VIRTAMOVE, CORP., Plaintiff,	§	
	§	Case No. 2:24-CV-00064-JRG
	§	(Member Case)
v.	§	
	§	
INTERNATIONAL BUSINESS MACHINES CORP.,	§	<b>JURY TRIAL DEMANDED</b>
Defendant.	§	
	§	
	§	

**JOINT MOTION FOR EXTENSION AND TO AMEND DOCKET CONTROL ORDER**

Plaintiff VirtaMove Corp. (“VirtaMove”) and Defendant Hewlett Packard Enterprise Company (“HPE”) jointly move the Court to grant the following extensions of time in this matter:

1. A three-week extension of time for VirtaMove to answer or otherwise respond to Defendant’s counterclaims [Dkt. 116], from January 7, 2025 to January 28, 2025.
2. A three-week extension of time for HPE to file amended pleadings, from January 17, 2025 to February 7, 2025.
3. An extension of time for VirtaMove to file a response to HPE’s amended pleadings (if any), from January 31, 2025 to February 21, 2025.

VirtaMove respectfully requests a three week extension in order to properly analyze and respond to HPE's amended answer and counterclaims in light of counsel's current litigation schedule. With this extension, VirtaMove's responsive pleading deadline will be January 28, 2025, after the current deadline to file amended pleadings without leave of court (i.e., January 17, 2025). Accordingly, the parties agree that an extension of the deadline to file amended pleadings should be commensurately extended to allow HPE the opportunity to consider VirtaMove's responsive pleading before the deadline for filing amended pleadings. *See* Dkt. 92. For similar reasons, the parties also seek to extend VirtaMove's deadline to file a response to HPE's amended pleadings (if any). This Motion is not made for purposes of delay, will not prejudice any party, and, if granted, will not interfere with any other deadline in this case. There have been no other extension requests related to the deadlines contemplated herein.

For these reasons, the parties submit that good cause exists to extend the aforementioned deadlines in this matter and respectfully request that the Court grant this Joint Motion accordingly.

Dated: January 7, 2025

Respectfully submitted,

By: /s/ Daniel B. Kolko

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system pursuant to Local Rule CV-5(a)(3) on January 7, 2025.

/s/ Daniel B. Kolko  
Daniel B. Kolko

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that counsel has complied with the meet and confer requirement in Local Rule CV-7(h) and that this is a joint motion.

/s/ Daniel B. Kolko  
Daniel B. Kolko